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PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE C.S. Falent and Trademark Office. U.S. DEPARTMENT OF COMMERCE Control of the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/084,291 JAN 2 9 200 TRANSMITTAL Filing Date February 27, 2002 **FORM** First Named Inventor Carson (to be used for all correspondence after initial filing) 3764 Group Art Unit Examiner Name (8.39) Total Number of Pages in This Submission Attorney Docket Number 50642/270999 ENCLOSURES (check all that apply) India, C Assignment Papers After Allowance Communication to Fee Transmittal Form 0.30 - 21 8 (for an Application) Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Amendment / Response Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Status Letter Affidavits/declaration(s) **Provisional Application** Power of Attorney, Revocation Extension of Time Request Change of Correspondence Address (please identify below): Form PTO 1449 (1 sheet) Terminal Disclaimer Express Abandonment Request 5 publications Request for Refund Return Receipt Postcard Supplemental Information CD, Number of CD(s)\_ Disclosure Statement RECEIVED Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ JAN 3 1 20**1**3 Incomplete Application Response to Missing TECHNOLOGY CENTER R3700 Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm James L. Ewing 17, Reg. No. 30,630 Individual name Signature , 2003 Date January **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: 2003 Typed or printed name Angela M. Rossi **January** 22 , 2003 Signature

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Christopher P. Carson 10/084,291 Serial No.: Filed: February 27, 2002 Group Art Unit: 3764 TECHNOLOGY CENTER R370 **SURGICAL NAGIVATION** For: SYSTEMS AND PROCESSES FOR HIGH TIBIAL **OSTEOTOMY** Attorney Docket No. 50642/270979

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant identifies the documents listed on the modified Form PTO 1449 accompanying this submission. Copies of the cited documents are enclosed.

Date: January

22

, 2003

## Remarks

Applicant does not concede that the identified materials constitute prior art within the meaning of the United States patent laws.

Applicant files this paper pursuant to 37 C.F.R. 1.97(b)(3), before issuance of a first Office action on the merits and, therefore, believes that no fee is due in connection with this filing. However, the Commissioner is authorized to debit Deposit Account No. 11-0855 for any such fee due should Applicant be mistaken.

Respectfully submitted,

Jamles L. Ewing. 4V

Reg. No. 30,630

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Commissioner for Patents

Washington, D.C. 20231

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Sheet 1 of 1..

RAL			Docket No.: 50642/270979			Application No. 10/084,291		
Form PTO-1449								
INFORMATION DISCLOSURE CITATION			Applicant: C. Carson					
IN AN APPLICATION			Filing Date:			Group Art Unit		
(Use several sheets if necessary)			February 27, 2002			3764		
			U.S.	PATENT DOCUMENT	<u>s</u>			
Examiner Initial			er Date	Name	Clas	s Subclass	Translation	
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				Including Author, Title, Dat			1 254 40 56	
	(1	Delp, et al., "Computer-Assisted Knee Replacement," Clinical Orthopaedics and Related Research, 354:49-56 (1998)						
	Ellis, et al., "A Surgical Planning and Guidance System for High Tibial Osteotomy," Journal of Computer-Assist Surgery, 4(5):264-274 (1999)							
	20	Kanada, et al., "Image-Based Computer Assisted Orthopedic Surgery System," Bonecraft, Inc. (12 pages) (April 30, 2001  Munoz, et al., "Computer Assisted Planning of Hig Tibial Osteotomy for the Treatment of Knee Osteoarthritis, http://www.utc.fr/esb/esb09/abs_htm/570.html (02/21/2002) (three pages)						
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	Stryker Navigation System brochure entitled "best alignment for gap kinematics," two pages (undated)							
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